

Rambler, Alexis

From: Butler, David
Sent: Thursday, October 21, 2021 10:11 AM
To: Wellborn, Sam
Cc: Boyd, Jocelyn; Heather Smith; Grube-Lybarker, Carri; Hall, Roger; Knowles, Alex; Eclancy@selcsc.org; jwkuykendall@jwklegal.com; kmixson@selcsc.org; Eclancy@selcsc.org; kmixson@selcsc.org; kmixson@selcsc.org; Bateman, Andrew; Mustian, Ben; J. Ashley Cooper; willmiddleton@parkerpoe.com; Charles L. A. Terreni; PSC_Contact
Subject: RE: [EXTERNAL] DN 2021-143-E and 2021-144-E

Thanks for the information, Sam...
 David Butler

From: Wellborn, Sam <Sam.Wellborn@duke-energy.com>
Sent: Thursday, October 21, 2021 10:01 AM
To: Butler, David <David.Butler@psc.sc.gov>
Cc: Boyd, Jocelyn <Jocelyn.Boyd@psc.sc.gov>; Heather Smith <Heather.Smith@duke-energy.com>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Hall, Roger <RHall@scconsumer.gov>; Knowles, Alex <aknowles@ors.sc.gov>; Eclancy@selcsc.org; jwkuykendall@jwklegal.com; kmixson@selcsc.org; Eclancy@selcsc.org; kmixson@selcsc.org; kmixson@selcsc.org; Bateman, Andrew <abateman@ors.sc.gov>; Mustian, Ben <BMustian@ors.sc.gov>; J. Ashley Cooper <ashleycooper@parkerpoe.com>; willmiddleton@parkerpoe.com; Charles L. A. Terreni <charles.terreni@terrenilaw.com>; PSC_Contact <Contact@psc.sc.gov>
Subject: RE: [EXTERNAL] DN 2021-143-E and 2021-144-E

David,

Thank you for reaching out about this. Because DEC/DEP continue to operate under certain COVID protocols, arranging for travel is a little more complicated than it would otherwise be. If the hearing has an in-person option, we would have four in-person witnesses and three in-person attorneys, who are listed below.

In-Person Witnesses:

1. Lynda Shafer Powers
2. Tim Duff
3. Lon Huber
4. Leigh Ford

In-Person Attorneys:

5. Sam Wellborn
6. Ashley Cooper
7. Will Middleton

Thank you again,
 Sam

[SAM WELLBORN](#)

Associate General Counsel
 Duke Energy | 803.397.4021

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From: Butler, David <David.Butler@psc.sc.gov>

Sent: Thursday, October 21, 2021 9:21 AM

To: Wellborn, Sam <Sam.Wellborn@duke-energy.com>; Smith, Heather Shirley <Heather.Smith@duke-energy.com>; Grube-Lybarker, Carri <clybarker@scconsumer.gov>; Hall, Roger <RHall@scconsumer.gov>; Knowles, Alex <aknowles@ors.sc.gov>; Eclancy@selcsc.org; jwkuykendall@jwklegal.com; kmixson@selcsc.org; Eclancy@selcsc.org; kmixson@selcsc.org; kmixson@selcsc.org; Bateman, Andrew <abateman@ors.sc.gov>; Mustian, Ben <BMustian@ors.sc.gov>; J. Ashley Cooper <ashleycooper@parkerpoe.com>; willmiddleton@parkerpoe.com; Charles L. A. Terreni <charles.terreni@terrenilaw.com>; PSC_Contact <Contact@psc.sc.gov>

Cc: Boyd, Jocelyn <Jocelyn.Boyd@psc.sc.gov>

Subject: [EXTERNAL] DN 2021-143-E and 2021-144-E

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To the Parties:

As you all know, I have a pending request from ORS to present a live panel of witnesses, along with a virtual witness. Duke responded by stating that if I grant the ORS request that those companies also want to appear live with live witnesses. I am aware that the intervenors have only one witness, but there are several lawyers involved. What I need as soon as possible is a head count from the parties about how many live people, including both witnesses and lawyers (and whoever) could actually be present in the hearing room for the parties, if, indeed, I decide to grant the ORS and Duke requests. My question today, of course, encompasses the Intervenor's letting me know their positions on these matters ASAP, instead of waiting until Monday. Of course, if the intervenors want to appear live, I will need to know how many lawyers and the witness would appear live in the hearing room. Duke informs me that they need to know my position ASAP because of the necessity of making travel plans, should I grant the pending ORS and Duke motions to appear live. Accordingly, I need to know **by the close of business today** the parties' estimate of how many people would appear on their behalf at a live hearing. I understand that the answers would have to be your best estimates at this time, and the exact number could be subject to change. As stated before, at least one witness is going to appear virtually no matter what, so virtual appearances are still available for lawyers and witnesses, even if I grant the Motions. We also need this information to decide what preparations that the Commission would have to make for social distancing, should the Motions be granted. I pledge to rule on the Motions promptly, once I receive the requested information.

Thanks in advance for your cooperation in this matter.

Regards,

David Butler

Chief Hearing Officer